

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division

BID FOR POSITION, LLC,

Plaintiff/Counterclaim Defendant,

v.

Civil Action No. 2:07cv582 (JBF-TEM)

AOL LLC,
GOOGLE INC.,
MICROSOFT CORP.,
and MIVA, INC.,

Jury Trial Demanded

Defendants/Counterclaim Plaintiffs.

**MOTION AND MEMORANDUM IN SUPPORT OF MOTION FOR LEAVE TO
EXTEND TIME TO FILE REPLY BRIEF IN SUPPORT OF DEFENDANT
GOOGLE INC.'S MOTION FOR AN ORDER SUSTAINING GOOGLE'S
OBJECTION TO PLAINTIFF'S DESIGNATION OF DANA TODD AS A
TECHNICAL ADVISOR UNDER THE PROTECTIVE ORDER**

Defendant and Counterclaim Plaintiff, Google Inc. ("Google"), by counsel, for its Motion and Memorandum in Support of Motion for Leave to Extend Time to File Reply Brief in Support of Defendant Google Inc.'s Motion for an Order Sustaining Google's Objection to Plaintiff's Designation of Dana Todd as a Technical Advisor Under the Protective Order, states as follows:

1. On or about May 15, 2008, Google filed a Motion for an Order Sustaining Google's Objection to Plaintiff's Designation of Dana Todd as a Technical Advisor Under the Protective Order.

2. On or about May 28, 2008, Plaintiff and Counterclaim Defendant, Bid for Position, LLC ("BFP"), filed its Brief in Opposition to Google Inc.'s Motion for Order Sustaining Objections to Designation of Dana Todd as a Technical Advisor Under the Protective Order.

2. The time for filing Google's Reply Brief pursuant to the Rules of this Court has not expired.

3. BFP has agreed to an extension of June 10, 2008 given that the parties are trying to come to an agreement without further motion practice.

4. The parties are circulating an order in the same form as the proposed order attached as **Exhibit 1** and, once endorsed, will forward that order to the Court for consideration.

WHEREFORE, Google Inc., by counsel, requests that the Court enter an order granting the requested relief.

Dated: June 5, 2008

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 5, 2008, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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